

TO: Mail Stop 8 Director of the U.S. Patent & Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court Northern District of California on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. CV 11-03450 PSG	DATE FILED 7/14/2011	U.S. DISTRICT COURT 280 South First Street, Rm 2112, San Jose, CA 95113
PLAINTIFF SECUGEN CORP.		DEFENDANT SUPREMA INC.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,324,020		SEE ATTACHED COMPLAINT
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In the above—entitled case, the following patent(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK Richard W. Wicking	(BY) DEPUTY CLERK Betty Walton	DATE July 20, 2011
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FILED
2011 JUL 14 A 10:49
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PSG

CV 11-8400

SecuGen Corporation,

Plaintiff,

v.

Suprema, Inc.,

Defendant.

No.

COMPLAINT FOR PATENT
INFRINGEMENT

DEMAND FOR JURY TRIAL

Plaintiff SecuGen Corporation ("SecuGen") for its Complaint against Suprema, Inc.
("Suprema") alleges as follows:

NATURE OF ACTION

1. This is an action for patent infringement arising under the patent laws of the United States, Title 35, United States Code, §§ 100 et seq.

1 **PARTIES**

2 2. Plaintiff SecuGen is a corporation organized and existing under the laws of the
3 State of Delaware, having its principal place of business at 2065 Martin Avenue, Suite 108, Santa
4 Clara, CA 95050.

5 3. On information and belief, Defendant Suprema is a corporation organized and
6 existing under the laws of the Republic of Korea, having its principal place of business at 16F
7 Parkview Office Tower, Jeongja-dong, Bundang-gu Seongnam, Gyeonggi, South Korea.

8 **JURISDICTION AND VENUE**

9 4. This Court has jurisdiction over the subject matter of this action pursuant to 28
10 U.S.C. §§ 1331 and 1338(a)

11 5. Venue is proper in this judicial district pursuant to 28 U.S.C. §§ 1391 and 1400(b).
12 Suprema is transacting, doing and/or soliciting business and committing acts of patent
13 infringement in this judicial district and elsewhere in the United States.

14 **BACKGROUND**

15 6. Plaintiff SecuGen is a leading provider of biometric devices including fingerprint
16 recognition devices ("FRD"). An FRD is a device used to identify any individual by his or her
17 fingerprint. FRDs have a variety of uses including, among other things, providing security for
18 electronic devices such as computers, door locks, and cell phones.

19 7. On November 27, 2001, U.S. Patent No. 6,324,020 ("the '020 patent") entitled
20 "Method and Apparatus for Reduction of Trapezoidal Distortion and Improvement of Image
21 Sharpness in an Optical Image Capturing System" was duly and legally issued to inventors Harry
22 H. Teng and Sung-Chan Jo. SecuGen is the owner by assignment of all rights, title and interest in
23 the '020 patent.

24 8. The technology disclosed and claimed in the '020 patent is directed to optics
25 modules used in FRDs. Defendant Suprema imports into the United States, offers to sell,
26 distributes and sells within the United States infringing FRDs including, among others, Access
27 Control/Time Attendance FRDs (including but not necessarily limited to the BioStation series, the

BioEntryPlus series, the BioLiteNet series, the BioStation T2, the D-Station, and the BioLite Solo FRDs), Embedded Modules FRDs ((including but not necessarily limited to the SFM3020-OP, SFM3030-OD, SFM3520-OP, SFM3530-OD, SFM4020-OP, SFM3040-OC and SFM2020-OP FRDs) and PC solutions FRDs ((including but not necessarily limited to the BioMini, BioMiniPlus, SFU300, and SFU500). The foregoing devices listed in this paragraph will be referred to collectively herein as the "Suprema FRDs."

FIRST CAUSE OF ACTION
(Infringement of the '020 patent)

9. SecuGen incorporates the allegations set forth in Paragraphs 1-9 above as if fully set forth herein.

10. The Suprema FRDs that Suprema imports into the United States, and distributes, offers to sell and sells within the United States include optics modules that are covered by one or more claims of the '020 patent.

11. Suprema's importation into the United States, and offers to sell, distribution, and sales within the United States of the Suprema FRDs that contain optics modules that are covered by one or more claims of the '020 patent is unauthorized.

12. Suprema's importation into the United States, and distribution, offers to sell and sales within the United States of Suprema FRDs that contain optics modules that are covered by one or more claims of the '020 patent thus constitutes infringement of the '020 patent in violation of 35 U.S.C. § 271(a).

13. Suprema is aware of the '020 patent, but yet it knowingly and actively induces third-parties to use infringing Suprema FRDs within the United States. Suprema thus actively induces infringement of the '020 patent in violation of 35 U.S.C. § 271(b).

14. The optics modules incorporated into the Suprema FRDs that Suprema imports into the United States, distributes, offers to sell and sells within the United States are not staple articles or commodities of commerce and have no substantial non-infringing use. On information and belief, Suprema knows that such optics modules are especially made or especially adapted for use

1 in an infringement of the '020 patent. Third-parties who use Suprema's FRDs infringe one or more
2 claims of the '020 patent.

3 15. Suprema thus contributes to infringement of the '020 patent in violation of 35
4 U.S.C. § 271(c).

5 16. Suprema's acts of infringement are willful. Suprema knew and knows of the '020
6 patent and that its FRDs infringe the '020 patent.

7 17. Suprema's acts of infringement have caused irreparable harm to SecuGen and
8 SecuGen will continue to suffer such irreparable harm unless Suprema is preliminarily and
9 permanently enjoined by this Court.

10 PRAYER

11 By reason of the foregoing, SecuGen respectfully requests that this Court:

- 12 (a) enter judgment that Suprema has infringed the '020 patent;
13 (b) enter judgment that Suprema's acts of patent infringement are willful;
14 (c) preliminarily and permanently enjoin Suprema, its officers, subsidiaries, affiliates
15 distributors, agents, servants, employees, attorneys, and all persons in active concert with it, from
16 any further infringement of the '020 patent;
17 (d) award damages, costs, and prejudgment interest to SecuGen under 35 U.S.C. § 284;
18 (e) declare this case exceptional and award SecuGen its reasonable attorneys' fees
19 pursuant to 35 U.S.C. § 285;
20 (f) award SecuGen treble damages for Suprema's willful infringement; and
21 (g) award SecuGen such other relief as this Court deems just and proper.

22 Dated: July 13, 2011

23 Respectfully submitted,

24 By: /s/ Brian E. Mitchell

Brian E. Mitchell

25 Brian E. Mitchell
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2 **DEMAND FOR JURY TRIAL**

3 Pursuant to Fed. R. Civ. P. 38, SecuGen hereby demands trial by jury of all issues triable to a jury.
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5 Dated: July 13, 2011

6 Respectfully submitted,

7 By: /s/ Brian E. Mitchell
8 Brian E. Mitchell

9 Brian E. Mitchell
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